

RUSS, AUGUST & KABAT

1  
2  
3 **UNITED STATES DISTRICT COURT**  
4 **CENTRAL DISTRICT OF CALIFORNIA**  
5 **SOUTHERN DIVISION**

6  
7 MODERN TELECOM SYSTEMS  
8 LLC, a California limited liability  
9 company,

10 Plaintiff,

11 vs.

12 JUNO ONLINE SERVICES, INC., a  
13 Delaware corporation, and NETZERO,  
14 INC., a Delaware corporation,

15 Defendants.

Case No. SACV14-00348 AG (ANx)

**[PROPOSED] ORDER GRANTING  
LEAVE TO FILE SECOND  
AMENDED COMPLAINT**

16 Having reviewed the STIPULATION TO FILE SECOND AMENDED  
17 COMPLAINT filed by Plaintiff Modern Telecom Systems LLC (“MTS”) and Juno  
18 Online Services, Inc. (“Juno”) and Netzero, Inc. (“Netzero”) (collectively,  
19 “Defendants”), through their counsel of record, and for good cause shown, it is  
20 HEREBY ORDERED THAT:

- 21 (1) MTS may file a Second Amended Complaint in the form of Exhibit  
22 A; and  
23 (2) Notwithstanding any other applicable rules, the deadline for  
24 Defendants to answer or otherwise respond to the Second Amended  
25 Complaint is extended to November 14, 2014.  
26  
27  
28

Dated:

---

Hon. Andrew J. Guilford  
United States District Judge

RUSS, AUGUST & KABAT